## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HASSAN SABREE, by his mother and next friend, Hana Sabree; CATHERINE MEADE, by her father and next friend, Robert A. Meade; JOSEPH FRAZIER, by his mother and next friend, Patricia Frazier, for themselves and all others similarly situated,

Plaintiffs,

v.

FEATHER O. HOUSTOUN, in her official capacity as Secretary of the Department of Public Welfare of the Commonwealth of Pennsylvania,

Defendant.

Civil Action No. 02-CV-3426 Class Action

## NOTICE OF APPEAL

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Notice is hereby given that Plaintiffs in the above-captioned action, Hassan Sabree, Catherine Meade, and Joseph Frazier, through their counsel and next-friends and on behalf of themselves and all others similarly situated, hereby appeal to the United States Court of Appeals for the Third Circuit from the Memorandum and Order dated January 16, 2003 and entered January 21, 2003 that granted Defendant's Motion to Dismiss Plaintiffs' Complaint.

Dated: January 27, 2003 By:

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## CERTIFICATE OF SERVICE

I, Ilene W. Shane, hereby certify that true and correct copies of Plaintiffs' Notice of Appeal were served on the following by first class mail, postage prepaid on January 27, 2003:

John A. Kane, Esquire Chief Counsel Department of Public Welfare Office of General Counsel Health & Welfare Building Third Floor West Harrisburg, PA 17120

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